

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

In Re Application Of: Christopher B. Koc n, et al.

Serial No.

Filing Date
November 9, 2001

Examiner
Paul E. Brock II

ocket No.

90065.141001/17732.6317.003

Invention: MOS-GATED DEVICE HAVING A BURIED GATE AND PROCESS FOR FORMING SAME

A circular stamp with "U.S. PATENT & TRADEMARK OFFICE" around the perimeter and "C42" at the top. The date "AUG 26 2003" is stamped in the center.

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Notice
of Appeal
9-21-03
A.R.

TO THE COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of
April 25, 2003 in the above-identified application.

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated July 24, 2003 finally rejecting Claim(s) 21-23, 25, 27-31 and 34-41.

Applicant(s) hereby request(s) an extension of time of (check desired time period):

One month Two months Three months Four months Five months

from: **July 25, 2003** until: **August 25, 2003**

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$320.00

Fee for Extension of Time: \$110.00

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$430.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

- A check in the amount of _____ for the Notice of Appeal and extension of time is enclosed.

Please charge Deposit Account No. _____ in the amount of _____.

The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No.

 - Any additional filing fees required under 37 C.F.R. 1.16.
 - Any patent application processing fees under 37 CFR 1.17.

If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. _____.

08/27/2003 MBERHE 00000034 1 39319

01 FC:1401
02 FC:1251

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**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
90065.141001/17732.6317.003

In Re Application Of: Christopher B. Kocon, et al.

AUG 26 2003



Serial No.
10/039,319

Filing Date

November 9, 2001

Examiner

Paul E. Brock II

Group Art Unit
2815

Invention: MOS-GATED DEVICE HAVING A BURIED GATE AND PROCESS FOR FORMING SAME

TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:

Dated: 8/22/03

Thomas R. Fitzgerald, Esq.

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Telephone: (585) 454-2250
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I certify that this document and fee is being deposited on August 22, 2003 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Penny P. Clements

Typed or Printed Name of Person Mailing Correspondence

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Applicant(s): Christopher B. K. con, et al.

Docket No.

90065.141001/17732.6317.003

Serial No.

10/039,319

Filing Date

November 9, 2001

Examiner

Paul E. Brock II

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Invention: MOS-GATED DEVICE HAVING A BURIED GATE AND PROCESS FOR FORMING SAME



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